



FILED

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking into the Review of
the California High Cost Fund B Program.

Rulemaking 06-06-028
(Filed June 29, 2006)

**ADMINISTRATIVE LAW JUDGE'S RULING
REGARDING ELIGIBILITY
TO CLAIM INTERVENOR COMPENSATION**

By this ruling, The Utility Reform Network (TURN) is found eligible to claim intervenor compensation in this proceeding pursuant to the Public Utilities Code and Rule 17.1 *et seq.* of the Commission's Rules of Practice and Procedure.

On November 29, 2006, TURN timely filed its Notice of Intent (NOI) for Eligibility to Claim Intervenor Compensation in this proceeding. TURN submits that it has met all of the requirements of Public Utilities Code Section 1804(a) and requests that the assigned Administrative Law Judge issue a ruling finding TURN eligible to claim compensation in this proceeding.

In its NOI, TURN provided a statement of the nature and extent of its planned participation (Section 1804(a)(2)(A)(i)), an itemized estimate of the compensation that TURN expects to request (Section 1804(a)(2)(A)(ii)), a showing of significant financial hardship (Section 1804(a)(2)(B)), and a showing that the ratepayers' interests would be underrepresented in this proceeding if not for the availability of intervenor compensation.

TURN presented its annual showing of significant financial hardship pursuant to Public Utilities Code Section 1804 in its NOI filed in this proceeding. In this regard, Section 1804(b)(1) states in part:

A finding of significant financial hardship shall create a rebuttable presumption of eligibility for compensation in other commission proceedings commencing within one year of the date of that filing.

TURN received a finding of significant financial hardship in a ruling dated November 4, 2005, issued in Application 05-02-027. Because TURN's participation in this proceeding commenced within one year of the date of that finding, the rebuttable presumption applies in this case.

TURN is a non-profit consumer advocacy organization representing the interests of residential and small commercial customers of California's utilities. Pursuant to Section 1802(b), TURN is a "customer" as that term is used in the intervenor compensation statutes. TURN asserts that it represents an interest—the core residential ratepayer class—that would not otherwise be adequately represented in this proceeding. The Commission has previously recognized that adequate representation requires not only the efforts of the Division of Ratepayer Advocates, but also the participation of interested parties. TURN asserts that it coordinates with DRA and any other intervenors to avoid unnecessary duplication of effort.

IT IS RULED that The Utility Reform Network has made a satisfactory showing of "significant financial hardship" in its Notice of Intent filing and is eligible to claim intervenor compensation in this proceeding.

Dated January 15, 2008, at San Francisco, California.

/s/ THOMAS R. PULSIFER

Thomas R. Pulsifer
Administrative Law Judge

INFORMATION REGARDING SERVICE

I have provided notification of filing to the electronic mail addresses on the attached service list.

Upon confirmation of this document's acceptance for filing, I will cause a hard copy of the filed document to be served upon the service list to this proceeding by U.S. mail. The service list I will use to serve the hard copy of the filed document is current as of today's date.

Dated January 15, 2008, at San Francisco, California.

/s/ JEANNIE CHANG

Jeannie Chang